

ORIGINAL

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE: REFCO INC. SECURITIES
LITIGATION

MDL- 1902

MARC S. KIRSCHNER,
As Trustee of the Refco Litigation Trust,

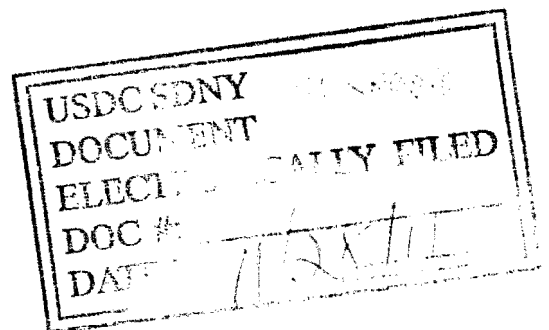
Plaintiff,

v.

GRANT THORNTON LLP, MAYER
BROWN, ROWE & MAW, LLP; ERNST &
YOUNG U.S. LLP;
PRICEWATERHOUSECOOPERS LLP;
CREDIT SUISSE SECURITIES (USA) LLC
(f/k/a CREDIT SUISSE FIRST BOSTON
LLC); BANC OF AMERICA SECURITIES
LLC; DEUTSCHE BANK SECURITIES
INC.; PHILLIP R. BENNETT; SANTO C.
MAGGIO; ROBERT C. TROSTEN; TONE N.
GRANT; REFCO GROUP HOLDINGS, INC.;
LIBERTY CORNER CAPITAL
STRATEGIES, LLC; WILLIAM T. PIGOTT;
EMF FINANCIAL PRODUCTS, LLC; EMF
CORE FUND, LTD.; DELTA FLYER FUND,
LLC; ERIC M. FLANAGAN; INGRAM
MICRO, INC.; CIM VENTURES, INC.;
BECKENHAM TRADING CO. INC.;
ANDREW KRIEGER; COAST ASSET
MANAGEMENT, LLC (f/k/a COAST ASSET
MANAGEMENT LP); CS LAND
MANAGEMENT, LLC; and CHRISTOPHER
PETITT,

Defendants.

Case No. 07 Civ. 11604 (GEL) (SSK)

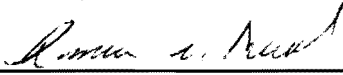


JOINT STIPULATED DISMISSAL WITH PREJUDICE

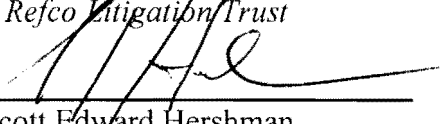
Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff Marc S. Kirschner, as trustee for the Refco Litigation Trust, and Defendant Santo C. Maggio stipulate that: (1) the claims asserted by Plaintiff against Defendant in this action are hereby dismissed with prejudice; and (2) each party will bear its own fees and costs in connection with this action.

Dated: November 22 2011

Respectfully submitted,


By: 
Richard I. Werder, Jr.
Sascha N. Rand
Quinn Emanuel Urquhart & Sullivan LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010
Tel: (212) 849-7000
Email: rickwerder@quinnemanuel.com
sascharand@quinnemanuel.com

*Attorneys for Plaintiff Marc S. Kirschner as Trustee
of the Refco Litigation Trust*

By: 
Scott Edward Hershman
White & Case LLP
1155 Avenue of the Americas Suite 2040
New York, New York 10036
(212) 819-8200
Email: Scott.Hershman@whitecase.com

Attorney for Defendant Santo C. Maggio

SO ORDERED:


U.S.D.J.
11-23-4

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 22 2011, I caused to be served a copy of the foregoing Joint Stipulated Dismissal with Prejudice upon counsel to defendant by electronic mail.

By: 

Nicholas J. Calamari
Quinn Emanuel Urquhart & Sullivan LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010
Tel: (212) 849-7000
nicholascalamari@quinnemanuel.com